

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

District of

Massachusetts

American Tower Corporation,  
Plaintiff,

V.

Daniel Weness Construction,  
et. al.,

Defendants.

2004 NOV 19 A 11:51  
SUMMONS IN A CIVIL ACTION  
U.S. DISTRICT COURT  
DISTRICT OF MASS.

CASE NUMBER:

04 - 12317 WGY

TO: (Name and address of Defendant)

Daniel Weness Construction  
11384 790th Avenue  
LeRoy MN 55951

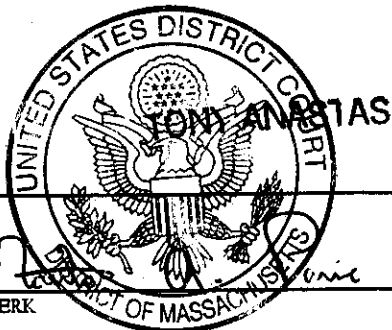
YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Gregory J. Aceto, Esq.  
Johnson & Aceto, P.C.  
67 Battery March Street, Suite 400  
Boston, MA 02110  
617-728-0888

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

CLERK

(By) DEPUTY CLERK



DATE

11/1/2004

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RETURN OF SERVICE		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE	6, NOVEMBER, 2004; 8:58 AM CST
NAME OF SERVER (PRINT) <i>Thomas H. Lindrud</i>	TITLE	<i>PROCESS SERVER</i>
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where served:  <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:  <input type="checkbox"/> Returned unexecuted:  <input checked="" type="checkbox"/> Other (specify): <i>Left all Documents at usual place of residence, and business. (11384 790<sup>th</sup> AVE., Le Roy, MN.)</i>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>11/6/04</u> Date</p> <p style="text-align: center;"><i>Thomas H. Lindrud</i> Signature of Server</p> <p style="text-align: center;"><i>P.O. Box 57, Numbro Falls, Minn. 866-816-8002 55991</i> Address of Server</p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.